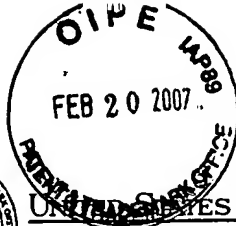


PCT #



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/564,075	Jobst Krauskopf	19491

23389  
 SCULLY SCOTT MURPHY & PRESSER, PC  
 400 GARDEN CITY PLAZA  
 SUITE 300  
 GARDEN CITY, NY 11530

INTERNATIONAL APPLICATION NO.	
PCT/EP04/07690	
I.A. FILING DATE	PRIORITY DATE
07/12/2004	07/10/2003

CONFIRMATION NO. 5999

371 FORMALITIES LETTER



\*OC000000020501362\*

Date Mailed: 09/20/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/10/2006
- English Translation of the IA filed on 01/10/2006
- Copy of the International Search Report filed on 01/10/2006
- U.S. Basic National Fees filed on 01/10/2006
- Specification filed on 01/10/2006
- Claims filed on 01/10/2006
- Abstracts filed on 01/10/2006
- Drawings filed on 01/10/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,075	PCT/EP04/07690	19491

FORM PCT/DO/EO/905 (371 Formalities Notice)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant(s):</b>	Jobst Krauskopf et al.	<b>Examiner:</b>	Unassigned
<b>Serial No.:</b>	10/564,075	<b>Art Unit:</b>	Unassigned
<b>Int'l Appln. No.:</b>	PCT/EP04/07690	<b>Docket:</b>	19491
<b>Filed:</b>	January 10, 2006	<b>Conf. No.:</b>	5999
<b>Int'l Filing Date:</b>	July 12, 2004		
<b>For:</b>	USE OF WHEY PERMEATE FOR THE TREATMENT OF METABOLIC SYNDROME	<b>Dated:</b>	February 20, 2007

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF DECLARATION  
AND POWER OF ATTORNEY**

Sir:

Enclosed is a Declaration and Power of Attorney for the above application previously filed without a declaration. The requisite \$130.00 surcharge for this filing was previously paid on January 10, 2006.

Any additional charges required in connection with this submission may be charged to Deposit Account No. 19-1013/SSMP. A duplicate of this sheet is enclosed.

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**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

"Express Mail" mailing label No. EM055625540US  
Date of Deposit: February 20, 2007

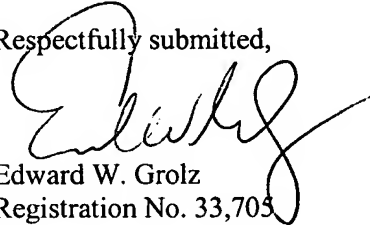
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. Sec. 1.10 on the date indicated above and is addressed to: Comm. For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Dated:** February 20, 2007

  
Edward W. Grolz

This submission is believed to be timely and in compliance with 37 C.F.R. §§1.51,  
1.63. A copy of the Notification Of Missing Requirements dated September 20, 2006, is  
enclosed as required.

Respectfully submitted,



Edward W. Grolz  
Registration No. 33,703

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